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 Gabriel Hilario Alcaraz Martinez,
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 Ramon Alejandro Hernandez Garcia
 and Elias Felipe Orozco Sanchez

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

GABRIEL HILARIO ALCARAZ)	Case No. 06-1595-CRB
MARTINEZ, CHRISTIAN FIDAL)	
ARECHIGA TORRES, RAMON)	
ALEJANDRO HERNANDEZ)	
GARCIA and ELIAS FELIPE)	
OROZCO SANCHEZ,)	AMENDED
)	COMPLAINT FOR DAMAGES
Plaintiffs,)	FOR CHILD SEX TOURISM AND
)	PRODUCTION AND DISTRIBUTION
vs.)	OF CHILD PORNOGRAPHY
)	
THOMAS F. WHITE,)	
)	
Defendant.)	
)	DEMAND FOR JURY TRIAL

Plaintiffs Gabriel Hilario Alcaraz Martinez, Christian Fidal Arechiga
 Torres, Ramon Alejandro Hernandez Garcia and Elias Felipe Orozco Sanchez
 allege as follows:

JURISDICTION

1. This action arises under the Protection of Children Against
 Sexual Exploitation Act of 1977, as amended, 18 U.S.C. § 2251, *et seq.* and the
 White Slave Traffic Act, as amended, 18 U.S.C. § 2421, *et seq.* This court has
 jurisdiction over this proceeding pursuant to 28 U.S.C. § 1331 and 18 U.S.C. §

1 2255.

2 **VENUE**

3 2. Venue is proper in this district by virtue of 28 U.S.C. § 1391(b),
4 as Defendant Thomas F. White is a resident of this district.

5 **INTRA-DISTRICT ASSIGNMENT**

6 3. The San Francisco Division is the proper division in that
7 Defendant Thomas F. White is a resident of this division and a more
8 substantial part of the events or omissions which gave rise to these claims
9 occurred in the San Francisco Division than any other division of the court.

10 **PARTIES**

11 4. Plaintiff Gabriel Hilario Alcaraz Martinez ("Alcaraz"), is now,
12 and at all times mentioned herein was, a resident of the State of Jalisco, United
13 States of Mexico. Alcaraz was born on January 13, 1987 and is currently 20
14 years old.

15 5. Plaintiff Christian Fidal Arechiga Torres ("Arechiga"), is now,
16 and at all times mentioned herein was, a resident of the State of Jalisco, United
17 States of Mexico. Arechiga was born on August 21, 1985 and is currently 21
18 years old.

19 6. Plaintiff Ramon Alejandro Hernandez Garcia ("Hernandez"), is
20 now, and at all times mentioned herein was, a resident of the State of Jalisco,
21 United States of Mexico. Hernandez was born on October 29, 1987 and is
22 currently 19 years old.

23 7. Plaintiff Elias Felipe Orozco Sanchez ("Orozco"), is now, and at
24 all times mentioned herein was, a resident of the State of Jalisco, United States
25 of Mexico. Orozco was born on March 1, 1988 and is currently 19 years old.

26 8. Defendant Thomas F. White ("White") is now, and at all times
27 mentioned herein was, a resident of the City and County of San Francisco,
28 State of California. Plaintiff is informed and believes, and thereon alleges, that

1 White was born on or about February 14, 1936 and is currently 70 years old.

2 **COUNT ONE**

3 **Alcaraz vs. White**

4 **Child Sex Tourism**

5 9. Plaintiff Alcazar refers to and incorporates by reference each
6 and every allegation contained in paragraphs 1 through 8 of this Complaint as
7 though fully set forth and pleaded herein.

8 10. At least as early as 1995, White began traveling in foreign
9 commerce from San Francisco to Puerto Vallarta, Mexico for the purpose of
10 engaging in illicit sexual conduct with minors, including Plaintiff Alcazar, in
11 violation of 18 U.S.C. § 2423(b). Once White arrived in Puerto Vallarta, he
12 would procure underage boys along the beach in Puerto Vallarta, take them to
13 his condominium in Puerto Vallarta or to his villa known as the “Casa Blanca”
14 south of Puerto Vallarta, give the young boys food, money and drugs, and
15 sexually abuse them in violation of 18 U.S.C. § 2423(b) and (c).

16 11. White first met Plaintiff Alcaraz when Alcaraz was surfing with
17 several of his friends at the beach in 1995. At that time, Plaintiff Alcazar was 8
18 years old and homeless, spending most nights sleeping at the beach. White did
19 not take Alcazar to the Casa Blanca since the Casa Blanca had not yet been
20 built. The next time Plaintiff Alcazar met White was at the fishing pier at the
21 Playa de los Muertos in Puerto Vallarta. White was talking with another local
22 teenage boy who took White out on a boat so that he could examine from the
23 water the site where he was going to build his villa.

24 12. The next time Plaintiff Alcazar met White was near the Casa
25 Blanca which had recently been built. Alcazar was surfing with 5 other local
26 boys near the Casa Blanca. At that time, Plaintiff Alcazar was 9 years old.
27 White told Alcazar and his friends to come inside the Casa Blanca if they
28 wanted food. Alcazar went inside the Casa Blanca at White’s invitation.

1 Once inside, White told Alcazar that he had to disrobe since clothing was not
2 permitted at the Casa Blanca. Alcazar complied with White's request and
3 disrobed. White told Alcazar if he had sex he would buy him clothes and
4 provide him with money and food. White then took Alcaraz to his bedroom
5 where White orally copulated Alcaraz in violation of Section 2423 of Title 18 of
6 the United States Code.

7 13. Over the course of the next few years, Lovaas, White's
8 personal assistant, would search for homeless children in Puerto Vallarta.
9 Lovaas would then bring the homeless children, including Plaintiff Alcazar, to
10 White's residence, the Casa Blanca, to provide White with the opportunity to
11 sexually molest the children, including Plaintiff Alcazar. On multiple occasions
12 over a two-year period beginning in 1996, White required Plaintiff Alcazar to
13 engage in sexual acts with him, including oral and anal copulation, in violation
14 of Sections 2423 of Title 18 of the United States Code.

15 14. White's acts of traveling in foreign commerce for the purpose
16 of engaging in illicit sexual conduct with Alcaraz, a minor, as described herein,
17 constitute travel for the purpose of engaging in illicit sexual activity with a
18 minor proscribed by Section 2423(b) of Title 18 of the United States Code.

19 15. White's act of traveling in foreign commerce and engaging in
20 illicit sexual conduct with Alcaraz, a minor, as described herein, constitute
21 travel for the purpose of engaging in illicit sexual activity with a minor
22 proscribed by Section 2423(c) of Title 18 of the United States Code.

23 16. At no time did Plaintiff Alcazar consent, or have the ability to
24 consent, to any of the acts of White alleged herein.

25 17. As a direct and proximate result of White's acts as alleged
26 herein, Plaintiff Alcazar was hurt and injured in his health, strength and
27 activity, sustaining shock and injury to his nervous system, all of which have
28 caused and continue to cause Plaintiff great mental pain, embarrassment,

1 humiliation, distress, anguish and suffering, all to Alcazar's damage in an
2 amount according to proof at trial.

3 18. As a further direct and proximate result of White's acts as
4 alleged herein, Plaintiff Alcazar has been damaged in that he has been required
5 to expend money and incur obligations for medical services required in the
6 treatment and relief of the injuries herein alleged.

7 19. Plaintiff Alcazar is deemed to have suffered damages of no
8 less than \$150,000 in value under 18 U.S.C. § 2255(a).

9 20. White engaged in the conduct alleged above with malice,
10 fraud, oppression and/or in conscious disregard for the rights of Plaintiff
11 Alcazar. Alcazar is therefore entitled to an award of exemplary and punitive
12 damages.

13 21. Plaintiff Alcazar is entitled to an award of costs of suit,
14 including reasonable attorneys' fees, under 18 U.S.C. § 2255(a).

15 WHEREFORE, Plaintiff Alcazar prays for judgment as set forth
16 below.

17 **COUNT TWO**

18 **Alcazar vs. White**

19 **Production and Distribution of Child Pornography**

20 22. Plaintiff Alcaraz refers to and incorporates by reference each
21 and every allegation contained in paragraphs 1 through 21 of this Complaint as
22 though fully set forth and pleaded herein.

23 23 On numerous occasions beginning in or about 1996, White
24 and his associates videotaped Plaintiff Alcazar engaging in sexually explicit
25 conduct with White and others. White knew or had reason to know that such
26 visual depiction of sexually explicit conduct of a minor would be transported in
27 interstate or foreign commerce or mailed.

28 24. White's production and distribution of child pornography,

1 described herein, constitutes child sexual exploitation proscribed by Sections
2 2251 *et seq.* of Title 18 of the United States Code.

3 25. Plaintiff Alcazar is informed and believes, and thereon
4 alleges, that White distributed copies of the child pornography containing the
5 images of Plaintiff Alcazar to White's numerous friends and acquaintances in
6 the United States and further posted the child pornography containing the
7 images of Plaintiff Alcazar on the internet. Plaintiff Alcazar is further informed
8 and believes, and thereon alleges, that copies of the child pornography
9 containing the images of Plaintiff Alcazar posted by White on the internet are
10 still on the internet and are still being downloaded by numerous individuals in
11 the United States.

12 26. As a direct and proximate result of White's acts as alleged
13 herein, Plaintiff Alcazar was hurt and injured in his health, strength and
14 activity, sustaining shock and injury to his nervous system, all of which have
15 caused and continue to cause Plaintiff great mental pain, embarrassment,
16 humiliation, distress, anguish and suffering, all to Alcazar's damage in an
17 amount in excess of the minimum subject matter jurisdiction of this court and
18 according to proof at trial.

19 27. As a further direct and proximate result of White's acts as
20 alleged herein, Plaintiff Alcazar has been damaged in that he has been required
21 to expend money and incur obligations for medical services required in the
22 treatment and relief of the injuries herein alleged.

23 28. Alcazar is deemed to have suffered damages of no less than
24 \$150,000 in value under 18 U.S.C. § 2255(a).

25 29. White engaged in the conduct alleged above with malice,
26 fraud, oppression and/or in conscious disregard for the rights of Plaintiff
27 Alcazar. Alcazar is therefore entitled to an award of exemplary and punitive
28 damages.

30. Plaintiff Alcazar is entitled to an award of costs of suit, including reasonable attorneys' fees, under 18 U.S.C. § 2255(a).

WHEREFORE, Plaintiff Alcazar prays for judgment as set forth below.

COUNT THREE

Arechiga vs. White

Child Sex Tourism

31. Plaintiff Arechiga refers to and incorporates by reference each and every allegation contained in paragraphs 1 through 8 of this Complaint as though fully set forth and pleaded herein.

32. At least as early as 1995, White began traveling in foreign commerce from San Francisco to Puerto Vallarta, Mexico for the purpose of engaging in illicit sexual conduct with minors, including Plaintiff Arechiga, in violation of 18 U.S.C. § 2423(b). Once White arrived in Puerto Vallarta, he would procure underage boys along the beach in Puerto Vallarta, take them to his condominium in Puerto Vallarta or to his villa known as the “Casa Blanca” south of Puerto Vallarta, give the young boys food, money and drugs, and sexually abuse them in violation of 18 U.S.C. § 2423(b) and (c).

33. White first met Plaintiff Arechiga when Arechiga was surfing with several of his friends at the beach near the Casa Blanca in approximately 1997. At that time, Plaintiff Alcazar was 12 years old. White told Arechiga and his friends to come inside the Casa Blanca if they wanted food. Arechiga went inside the Casa Blanca at White's invitation. Once inside, White told Arechiga that he had to disrobe since clothing was not permitted at the Casa Blanca. Arechiga complied with White's request and disrobed. Arechiga then went into the swimming pool with another local boy, White and White's assistant Nathan Lovaas. White told Arechiga he would give him 200 Pesos if White could orally copulate Arechiga. White then took Arechiga to his

1 bedroom where White orally copulated Arechiga in violation of Section 2423 of
2 Title 18 of the United States Code.

3 34. Over the course of the next few years, Lovaas, White's
4 personal assistant, would search for homeless children in Puerto Vallarta.
5 Lovaas would then bring the homeless children, including Plaintiff, to White's
6 residence, the Casa Blanca, to provide White with the opportunity to sexually
7 molest the children, including Plaintiff Arechiga. On multiple occasions after
8 the first incident in approximately 1997, White required Plaintiff Arechiga to
9 engage in sexual acts with him, including oral and anal copulation, in violation
10 of Sections 2423 of Title 18 of the United States Code.

11 35. White's acts of traveling in foreign commerce for the purpose
12 of engaging in illicit sexual conduct with Arechiga, a minor, as described
13 herein, constitute travel for the purpose of engaging in illicit sexual activity
14 with a minor proscribed by Section 2423(b) of Title 18 of the United States
15 Code.

16 36. White's act of traveling in foreign commerce and engaging in
17 illicit sexual conduct with Arechiga, a minor, as described herein, constitute
18 travel for the purpose of engaging in illicit sexual activity with a minor
19 proscribed by Section 2423(c) of Title 18 of the United States Code.

20 37. At no time did Plaintiff Arechiga consent, or have the ability to
21 consent, to any of the acts of White alleged herein.

22 38. As a direct and proximate result of White's acts as alleged
23 herein, Plaintiff Arechiga was hurt and injured in his health, strength and
24 activity, sustaining shock and injury to his nervous system, all of which have
25 caused and continue to cause Plaintiff great mental pain, embarrassment,
26 humiliation, distress, anguish and suffering, all to Arechiga's damage in an
27 amount according to proof at trial.

28 39. As a further direct and proximate result of White's acts as

1 alleged herein, Plaintiff Arechiga has been damaged in that he has been
 2 required to expend money and incur obligations for medical services required
 3 in the treatment and relief of the injuries herein alleged.

4 40. Plaintiff Arechiga is deemed to have suffered damages of no
 5 less than \$150,000 in value under 18 U.S.C. § 2255(a).

6 41. White engaged in the conduct alleged above with malice,
 7 fraud, oppression and/or in conscious disregard for the rights of Plaintiff
 8 Arechiga. Arechiga is therefore entitled to an award of exemplary and punitive
 9 damages.

10 42. Plaintiff Arechiga is entitled to an award of costs of suit,
 11 including reasonable attorneys' fees, under 18 U.S.C. § 2255(a).

12 WHEREFORE, Plaintiff Arechiga prays for judgment as set forth
 13 below.

14 **COUNT FOUR**

15 **Arechiga vs. White**

16 **Production and Distribution of Child Pornography**

17 43. Plaintiff Arechiga refers to and incorporates by reference each
 18 and every allegation contained in paragraphs 1 through 8 and paragraphs 31
 19 through 42 of this Complaint as though fully set forth and pleaded herein.

20 44. On numerous occasions beginning in or about 1997, White
 21 and his associates videotaped Plaintiff Arechiga engaging in sexually explicit
 22 conduct with White and others. White knew or had reason to know that such
 23 visual depiction of sexually explicit conduct of a minor would be transported in
 24 interstate or foreign commerce or mailed.

25 45. White's production and distribution of child pornography,
 26 described herein, constitutes child sexual exploitation proscribed by Sections
 27 2251 *et seq.* of Title 18 of the United States Code.

28 46. Plaintiff Arechiga is informed and believes, and thereon

1 alleges, that White distributed copies of the child pornography containing the
2 images of Plaintiff Arechiga to White's numerous friends and acquaintances in
3 the United States and further posted the child pornography containing the
4 images of Plaintiff Arechiga on the internet. Plaintiff Arechiga is further
5 informed and believes, and thereon alleges, that copies of the child
6 pornography containing the images of Plaintiff Arechiga posted by White on the
7 internet are still on the internet and are still being downloaded by numerous
8 individuals in the United States.

9 47. As a direct and proximate result of White's acts as alleged
10 herein, Plaintiff Arechiga was hurt and injured in his health, strength and
11 activity, sustaining shock and injury to his nervous system, all of which have
12 caused and continue to cause Plaintiff great mental pain, embarrassment,
13 humiliation, distress, anguish and suffering, all to Arechiga's damage in an
14 amount in excess of the minimum subject matter jurisdiction of this court and
15 according to proof at trial.

16 48. As a further direct and proximate result of White's acts as
17 alleged herein, Plaintiff Arechiga has been damaged in that he has been
18 required to expend money and incur obligations for medical services required
19 in the treatment and relief of the injuries herein alleged.

20 49. Plaintiff Arechiga is deemed to have suffered damages of no
21 less than \$150,000 in value under 18 U.S.C. § 2255(a).

22 50. White engaged in the conduct alleged above with malice,
23 fraud, oppression and/or in conscious disregard for the rights of Plaintiff
24 Arechiga. Plaintiff Arechiga is therefore entitled to an award of exemplary and
25 punitive damages.

26 51. Plaintiff Arechiga is entitled to an award of costs of suit,
27 including reasonable attorneys' fees, under 18 U.S.C. § 2255(a).

28 WHEREFORE, Plaintiff Arechiga prays for judgment as set forth

below.

COUNT FIVE

Hernandez vs. White

Child Sex Tourism

52. Plaintiff Hernandez refers to and incorporates by reference each and every allegation contained in paragraphs 1 through 8 of this Complaint as though fully set forth and pleaded herein.

53. At least as early as 1995, White began traveling in foreign commerce from San Francisco to Puerto Vallarta, Mexico for the purpose of engaging in illicit sexual conduct with minors, including Plaintiff Hernandez, in violation of 18 U.S.C. § 2423(b). Once White arrived in Puerto Vallarta, he would procure underage boys along the beach in Puerto Vallarta, take them to his condominium in Puerto Vallarta or to his villa known as the “Casa Blanca” south of Puerto Vallarta, give the young boys food, money and drugs, and sexually abuse them in violation of 18 U.S.C. § 2423(b) and (c).

54. White first met Plaintiff Hernandez in front of Carlos O’Brien’s Bar along the Malecon in Puerto Vallarta in approximately 1996. At that time, Plaintiff Hernandez was 10 years old. White was inside the bar drinking and Hernandez was on the street selling roses. White came outside to talk to Hernandez. White asked Hernandez how old he was and Hernandez told him he was 10 years old. White then took Plaintiff Hernandez to the Casa Blanca. Once inside, White told Hernandez that he had to disrobe since clothing was not permitted at the Casa Blanca. Hernandez complied with White’s request and disrobed. After Hernandez disrobed at White’s request, White began taking pictures of Hernandez. White then took Hernandez to his bedroom and put pornography on the television to sexually arouse Hernandez. White then orally copulated Hernandez in violation of Section 2423 of Title 18 of the United States Code. After White orally copulated Hernandez, White gave Hernandez

1 800 Pesos and Hernandez left the Casa Blanca.

2 55. Over the course of the next few years, Lovaas, White's
3 personal assistant, would search for homeless children in Puerto Vallarta.
4 Lovaas would then bring the homeless children, including Plaintiff Hernandez,
5 to White's residence, the Casa Blanca, to provide White with the opportunity to
6 sexually molest the children, including Plaintiff Hernandez. On multiple
7 occasions after the first incident in approximately 1996, White required
8 Plaintiff Hernandez to engage in sexual acts with him, including oral and anal
9 copulation, in violation of Sections 2423 of Title 18 of the United States Code.

10 56. Plaintiff Hernandez is informed and believes, and thereon
11 alleges, that White left Puerto Vallarta in or about May of 2002 in order to
12 avoid being arrested by the Mexican authorities on multiple charges of child
13 rape. White relocated to his house near the Thai beach town of Pattaya south
14 of Bangkok where he was living with his assistant Nathan Lovaas and a group
15 of underage local boys. On February 13, 2003 White was arrested by the
16 Thai authorities in Bangkok at the request of the Mexican authorities. After
17 White was arrested, White fought the extradition request of the Mexican
18 government for over two years. Plaintiff Hernandez is informed and believes,
19 and thereon alleges, that on or about July 31, 2005, White was turned over to
20 the Mexican authorities and transported to Mexico to stand trial on charges of
21 child rape arising from his activities at the Casa Blanca. Since approximately
22 August 1, 2005, White has been held at the Jalisco state prison in Ixtapa, a
23 small town near Puerto Vallarta.

24 57. Plaintiff Hernandez next saw White in September of 2005
25 when Hernandez was 17 years old. On September 29, 2005, Hernandez was
26 incarcerated in the adult facility in Ixtapa, the same prison where White has
27 been held since August 1, 2005. At that time, Hernandez did not have
28 identification to prove to the authorities that he was still a minor. The

1 authorities incarcerated Hernandez, a minor, in the adult facility in Ixtapa by
2 mistake. Within a few days after Hernandez arrived at the prison, White
3 approached Hernandez. White told Hernandez that he, White, was powerful
4 and had a lot money and that if Hernandez did not have sex with him again
5 that White would have his people inside the prison hurt Hernandez. White
6 then forced Hernandez to engage in sexual acts with him, including oral and
7 anal copulation, in violation of Sections 2423 of Title 18 of the United States
8 Code.

9 58. After White raped Hernandez in the prison, the prison officials
10 were provided with a copy of Hernandez's birth certificate demonstrating that
11 he was still a minor. Hernandez was then transferred by the prison officials
12 to a juvenile detention facility.

13 59. White's acts of traveling in foreign commerce for the purpose
14 of engaging in illicit sexual conduct with Hernandez, a minor, as described
15 herein, constitute travel for the purpose of engaging in illicit sexual activity
16 with a minor proscribed by Section 2423(b) of Title 18 of the United States
17 Code.

18 60. White's act of traveling in foreign commerce and engaging in
19 illicit sexual conduct with Hernandez, a minor, as described herein, constitute
20 travel for the purpose of engaging in illicit sexual activity with a minor
21 proscribed by Section 2423(c) of Title 18 of the United States Code.

22 61. At no time did Plaintiff Hernandez consent, or have the ability
23 to consent, to any of the acts of White alleged herein.

24 62. As a direct and proximate result of White's acts as alleged
25 herein, Plaintiff Hernandez was hurt and injured in his health, strength and
26 activity, sustaining shock and injury to his nervous system, all of which have
27 caused and continue to cause Plaintiff great mental pain, embarrassment,
28 humiliation, distress, anguish and suffering, all to Hernandez's damage in an

1 2251 *et seq.* of Title 18 of the United States Code.

2 70. Plaintiff Hernandez is informed and believes, and thereon
3 alleges, that White distributed copies of the child pornography containing the
4 images of Plaintiff Hernandez to White's numerous friends and acquaintances
5 in the United States and further posted the child pornography containing the
6 images of Plaintiff Hernandez on the internet. Plaintiff Hernandez is further
7 informed and believes, and thereon alleges, that copies of the child
8 pornography containing the images of Plaintiff Hernandez posted by White on
9 the internet are still on the internet and are still being downloaded by
10 numerous individuals in the United States.

11 71. As a direct and proximate result of White's acts as alleged
12 herein, Plaintiff Hernandez was hurt and injured in his health, strength and
13 activity, sustaining shock and injury to his nervous system, all of which have
14 caused and continue to cause Plaintiff great mental pain, embarrassment,
15 humiliation, distress, anguish and suffering, all to Hernandez's damage in an
16 amount in excess of the minimum subject matter jurisdiction of this court and
17 according to proof at trial.

18 72. As a further direct and proximate result of White's acts as
19 alleged herein, Plaintiff Hernandez has been damaged in that he has been
20 required to expend money and incur obligations for medical services required
21 in the treatment and relief of the injuries herein alleged.

22 73. Plaintiff Hernandez is deemed to have suffered damages of no
23 less than \$150,000 in value under 18 U.S.C. § 2255(a).

24 74. White engaged in the conduct alleged above with malice,
25 fraud, oppression and/or in conscious disregard for the rights of Plaintiff
26 Hernandez. Plaintiff Hernandez is therefore entitled to an award of exemplary
27 and punitive damages.

28 75. Plaintiff Hernandez is entitled to an award of costs of suit,

1 including reasonable attorneys' fees, under 18 U.S.C. § 2255(a).

2 WHEREFORE, Plaintiff Hernandez prays for judgment as set forth
3 below.

4 **COUNT SEVEN**

5 **Orozco vs. White**

6 **Child Sex Tourism**

7 76. Plaintiff Orozco refers to and incorporates by reference each
8 and every allegation contained in paragraphs 1 through 8 of this Complaint as
9 though fully set forth and pleaded herein.

10 77. At least as early as 1995, White began traveling in foreign
11 commerce from San Francisco to Puerto Vallarta, Mexico for the purpose of
12 engaging in illicit sexual conduct with minors, including Plaintiff Orozco, in
13 violation of 18 U.S.C. § 2423(b). Once White arrived in Puerto Vallarta, he
14 would procure underage boys along the beach in Puerto Vallarta, take them to
15 his condominium in Puerto Vallarta or to his villa known as the "Casa Blanca"
16 south of Puerto Vallarta, give the young boys food, money and drugs, and
17 sexually abuse them in violation of 18 U.S.C. § 2423(b) and (c).

18 78. White first met Plaintiff Orozco near the Muertos pier in Puerto
19 Vallarta in the summer of 2000. At that time, Plaintiff Orozco was 12 years
20 old. Orozco was walking along the beach with his twin brother. White
21 approached the two boys and began talking to them, asking them about their
22 parents. Orozco told White that he was in Puerto Vallarta only with his
23 mother since his father had recently died. White continued to ask Orozco
24 questions while his brother began making sand castles at the beach. White
25 then invited Orozco and his brother to his house, telling him that he had a
26 swimming pool. After Orozco told White that he needed to ask his mother for
27 permission, White told him not to worry since he, White, knew his mother's
28 employer and it would be alright. White then took Orozco and his brother to

1 the Casa Blanca.

2 79. Once inside the Casa Blanca, Orozco and his brother went
3 into the swimming pool. White joined the two boys in the swimming pool and
4 began to rub sun screen on Orozco. White then masturbated Orozco in the
5 swimming pool.

6 80. After White exited the pool, White began taking pictures of
7 Orozco. White then took Orozco to his bedroom and put pornography on the
8 television to sexually arouse Orozco. White then orally copulated Orozco in
9 violation of Section 2423 of Title 18 of the United States Code. After White
10 orally copulated Orozco, Orozco became frightened and telephoned his mother.
11 Orozco's mother told Orozco to take a taxi to meet her at the Malecon. Orozco
12 then took his brother and left the Casa Blanca.

13 81. White's acts of traveling in foreign commerce for the purpose
14 of engaging in illicit sexual conduct with Orozco, a minor, as described herein,
15 constitute travel for the purpose of engaging in illicit sexual activity with a
16 minor proscribed by Section 2423(b) of Title 18 of the United States Code.

17 82. White's act of traveling in foreign commerce and engaging in
18 illicit sexual conduct with Orozco, a minor, as described herein, constitute
19 travel for the purpose of engaging in illicit sexual activity with a minor
20 proscribed by Section 2423(c) of Title 18 of the United States Code.

21 83. At no time did Plaintiff Orozco consent, or have the ability to
22 consent, to any of the acts of White alleged herein.

23 84. As a direct and proximate result of White's acts as alleged
24 herein, Plaintiff Orozco was hurt and injured in his health, strength and
25 activity, sustaining shock and injury to his nervous system, all of which have
26 caused and continue to cause Plaintiff great mental pain, embarrassment,
27 humiliation, distress, anguish and suffering, all to Orozco's damage in an
28 amount according to proof at trial.

1 92. Plaintiff Orozco is informed and believes, and thereon
2 alleges, that White distributed copies of the child pornography containing the
3 images of Plaintiff Orozco to White's numerous friends and acquaintances in
4 the United States and further posted the child pornography containing the
5 images of Plaintiff Orozco on the internet. Plaintiff Orozco is further informed
6 and believes, and thereon alleges, that copies of the child pornography
7 containing the images of Plaintiff Orozco posted by White on the internet are
8 still on the internet and are still being downloaded by numerous individuals in
9 the United States.

10 93. As a direct and proximate result of White's acts as alleged
11 herein, Plaintiff Orozco was hurt and injured in his health, strength and
12 activity, sustaining shock and injury to his nervous system, all of which have
13 caused and continue to cause Plaintiff great mental pain, embarrassment,
14 humiliation, distress, anguish and suffering, all to Orozco's damage in an
15 amount in excess of the minimum subject matter jurisdiction of this court and
16 according to proof at trial.

17 94. As a further direct and proximate result of White's acts as
18 alleged herein, Plaintiff Orozco has been damaged in that he has been required
19 to expend money and incur obligations for medical services required in the
20 treatment and relief of the injuries herein alleged.

21 95. Plaintiff Orozco is deemed to have suffered damages of no
22 less than \$150,000 in value under 18 U.S.C. § 2255(a).

23 96. White engaged in the conduct alleged above with malice,
24 fraud, oppression and/or in conscious disregard for the rights of Plaintiff
25 Orozco. Plaintiff Orozco is therefore entitled to an award of exemplary and
26 punitive damages.

27 97. Plaintiff Orozco is entitled to an award of costs of suit,
28 including reasonable attorneys' fees, under 18 U.S.C. § 2255(a).

1 WHEREFORE, Plaintiff Orozco prays for judgment as set forth
2 below.

3 **PRAYER FOR RELIEF**

4 WHEREFORE, Plaintiffs Alcazar, Arechiga, Hernandez and Orozco
5 pray for judgment against White as follows:

6 1. For statutory damages in an amount to be proved at trial but
7 no less than \$150,000 for each Plaintiff for White's violation of 18 U.S.C. §
8 2423.

9 2. For statutory damages in an amount to be proved at trial but
10 no less than \$150,000 for each Plaintiff for White's violation of 18 U.S.C. §
11 2251.

12 3. For general damages in an amount to be proved at trial.

13 4. For medical and related expenses in an amount to be proved
14 at trial.

15 5. For exemplary and punitive damages.

16 6. For costs of suit, including reasonable attorneys' fees,
17 pursuant to 18 U.S.C. § 2255(a).

18 7. For such other and further relief as the court may
19 deem just and proper.

20 Dated: May 7, 2007.

LAW OFFICES OF DAVID REPLOGLE
A Professional Corporation

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By, David Replogle
Attorneys for Plaintiffs
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DEMAND FOR JURY TRIAL

Plaintiffs hereby demand a trial by jury.

Dated: May 7, 2007.

LAW OFFICES OF DAVID REPLOGLE
A Professional Corporation

/S/

By, David Replogle
Attorneys for Plaintiffs

PROOF OF ELECTRONIC SERVICE

I declare under penalty of perjury that the foregoing is true and correct:

I am a citizen of the United States over the age of eighteen years, employed in the City and County of San Francisco, California, and not a party to the within entitled cause; my business address is 550 Montgomery Street, Suite 550, San Francisco, California.

On May 7, 2007 I served the following:

AMENDED COMPLAINT

on the interested party(ies) in said cause, by causing an electronic delivery subject to 28 U.S.C. § 1746, Local Rules or General Orders of this Court regarding Electronic Case Filing addressed as follows:

Geoffrey Rotwein	Attorneys for Defendant
400 Montgomery St., Ste. 200	Thomas F. White
San Francisco, CA 94104	
E-mail: geoffrottwein@sbcglobal.net	

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on May 7, 2007 at San Francisco, California.

/S/

DAVID REPLOGLE